

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
AHSEVILLE DIVISION  
CRIMINAL DOCKET NO.: 1:08CR55-V**

**UNITED STATES OF AMERICA**

**vs.**

**EDWARD WAHLER,  
Defendant.**

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**ORDER**

**THIS MATTER** is before the Court on Defendant's "Notice and Demand: Writ of Error Coram Nobis Demand For Dismissal for Lack of Jurisdiction," filed July 28, 2008 (Document #30), and the Government's Response In Opposition, filed July 28, 2008 (Document #32).<sup>1</sup>

For the reasons stated within the Government's response, the Court denies Defendant's motion to dismiss.

**IT IS, THEREFORE, ORDERED THAT:**

- 1) Defendant's Motion To Dismiss Indictment is hereby **DENIED**;
- 2) Stand-by counsel shall screen Defendant's proposed *pro se* filings by discussing each proposed filing with the Defendant and certifying in writing that the same has occurred prior to actual filing;
- 3) Unless accompanied by a certification from stand-by counsel as described herein, the Clerk of Court may receive, but not file, proposed *pro se* filings submitted by Defendant; and
- 4) The Government is excused from compliance with L.Cr.R. 47.1(D) and, therefore, is not required to respond to Defendant's *pro se* filings unless expressly directed to do so by the Court.

Signed: August 11, 2008



Richard L. Voorhees  
United States District Judge



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<sup>1</sup> Defendant has filed multiple motions, many of which are substantially similar to the instant motion to dismiss. (See Documents ##33-35)